

TO: Eric Sandin, GEF II, Geo/8

Groundwater Use Registry Buckslip

Site Name GENE'S REFRIGERATION

Address 2806 E MAIN ST
MERRILL, WI

BRRS # 03-35-000003

GPS Location: 546636.33833 ~~latitude~~ 522935.54161 ~~longitude~~ 9

Date of Closure Decision 5/5/2000

Yes - Off-site Contamination

Yes - Row Issues

Required

- ☒ Closure Letter
- ☐ Deeds for all properties with ES exceedance in Groundwater
- ☒ GPS location (latitude and longitude)
- ☒ Location map
- ☒ Detailed Site Map
- ☒ Groundwater Flow Direction Diagram including location of monitoring wells and all drinking water wells
- ☐ Latest Groundwater Plume Map with Groundwater Flow Direction
- ☒ Latest Table of Analytical Results for Groundwater

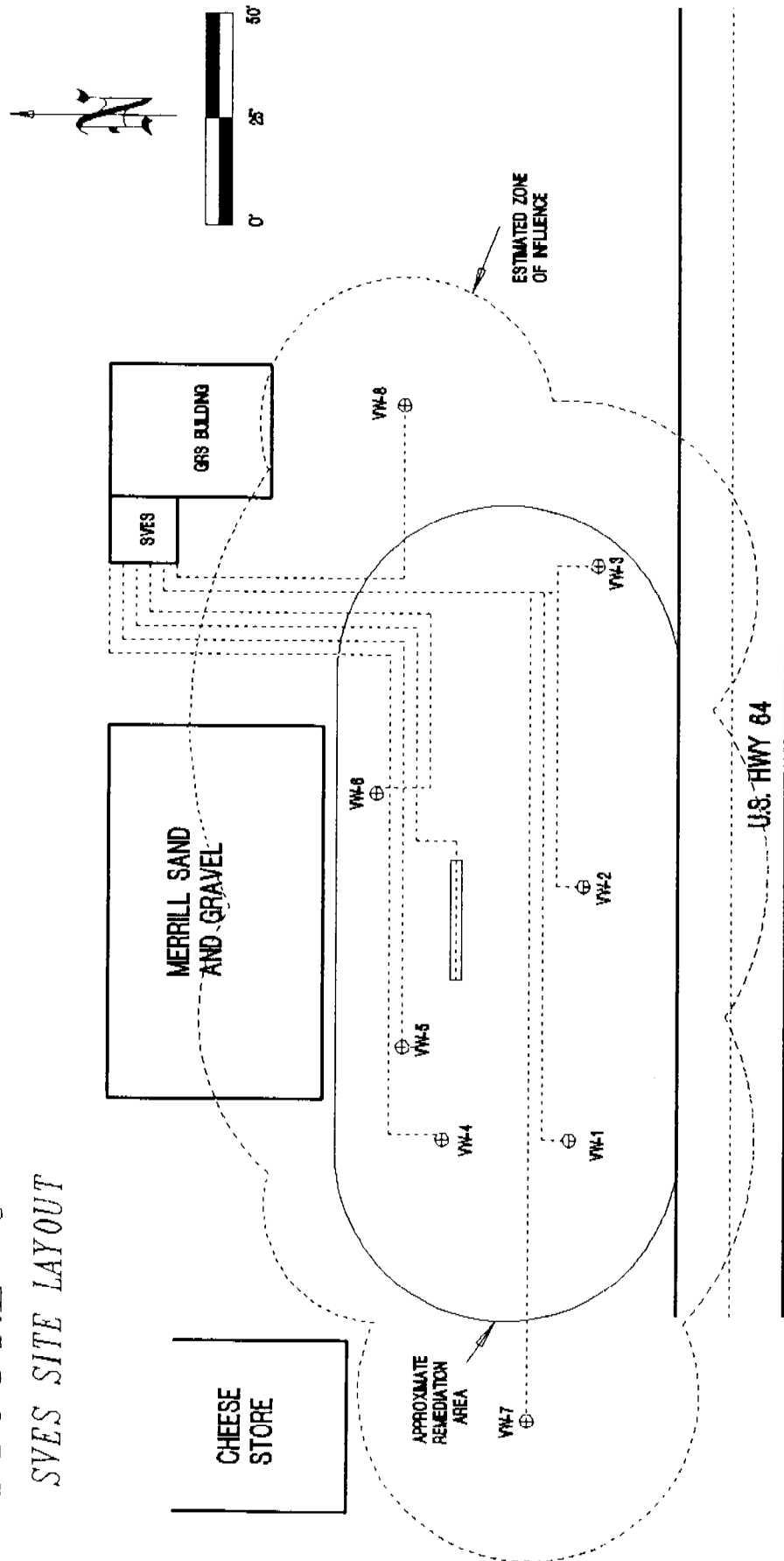
If Available, include the following:

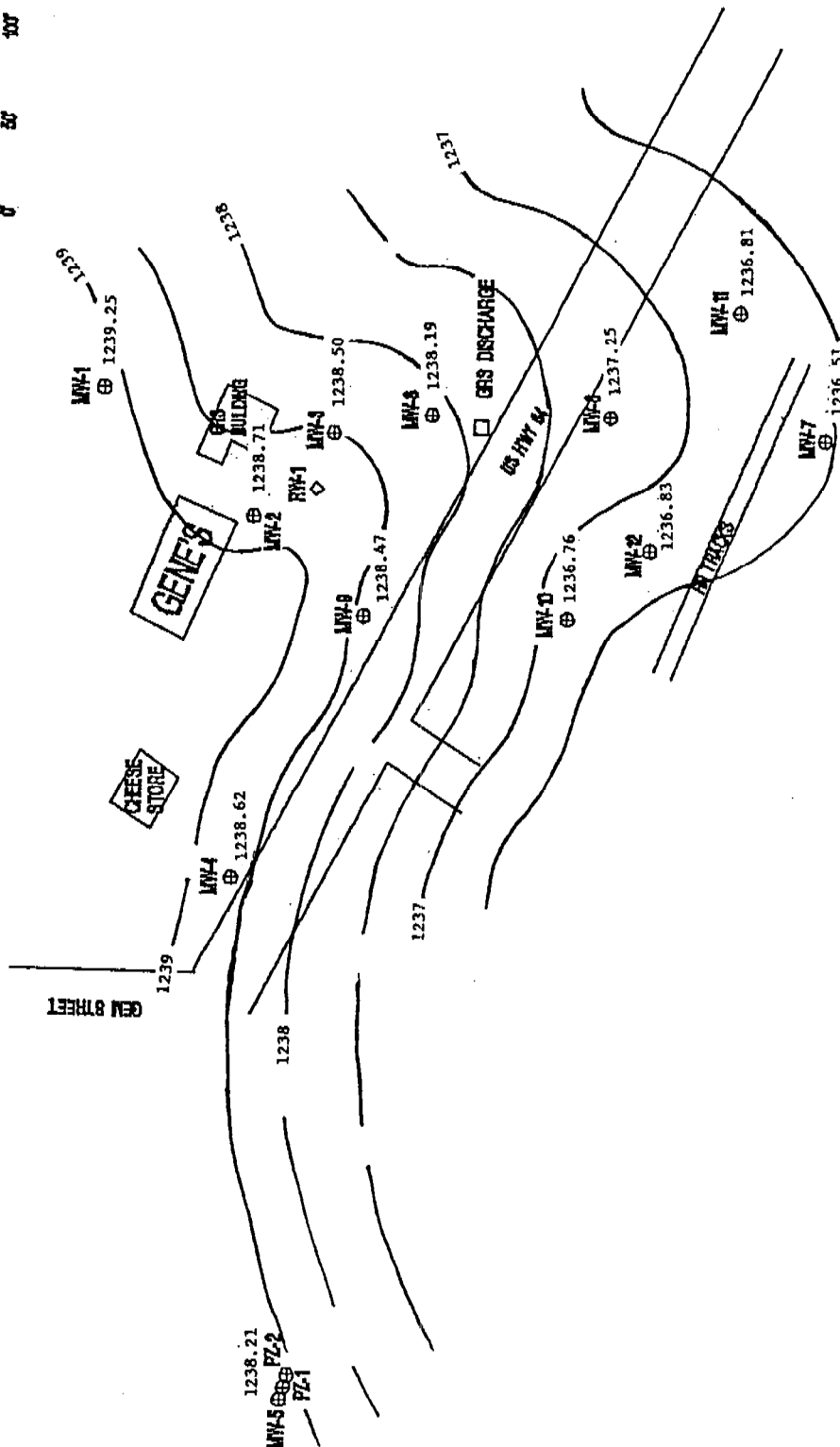
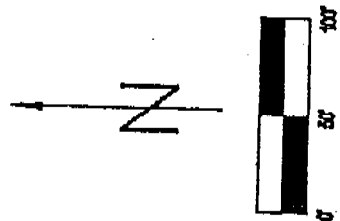
- ☐ Metes and Bounds Legal Description
- ☐ Tax Parcel Number
- ☐ Geologic cross sections showing soil and groundwater contaminant source extent and location, isoconcentrations for all groundwater contaminants that exceed NR 140 enforcement standards, water table and piezometric elevations, and the extent, location and elevation of geologic units, bedrock, and confining unites

FIGURE 2



FIGURE 5
SVES SITE LAYOUT



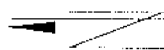


- MONITORING WELL
- ◇ RECOVERY WELL
- STORM SEWER

DATE: 12/28/99	FIGURE: # 2
PROJECT #: 97D615	
DRAWN BY: TWR	
REVIEWED BY: GMA	
SCALE:	

Gene's Refrigeration
Site Diagram

MAXIM
TECHNOLOGIES, INC.



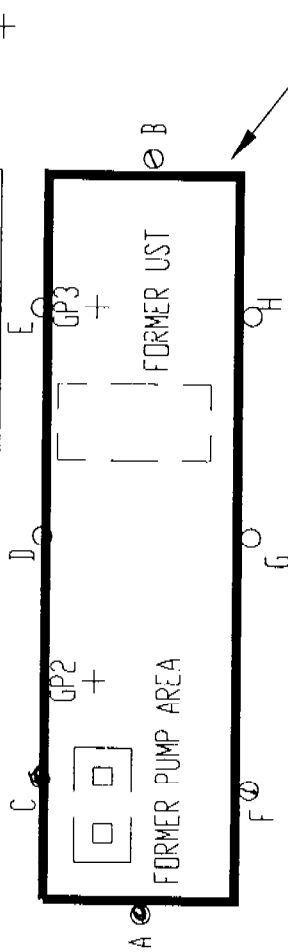
GP1 +

FORMER GENE'S REFRIGERATION

GP4 +

+ SOIL PROBE LOCATION

○ CONFIRMATORY SOIL SAMPLE



APPROXIMATE
REMEDIAL EXCAVATION
LIMIT

GP7 +

GP6 +

GP5 +

SIDEWALK

GP8 +

GP9 +

GRASS BLVD

US HWY 64(MAIN ST)



0' 20'

File: geneprob.dwg

MAXIM
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Gene's Refrigeration
Remedial Excavation & Soil Boring Map
2806 East Main Street
Menomonee Falls, Wisconsin

DATE: 03/02/00 FIGURE: # 3

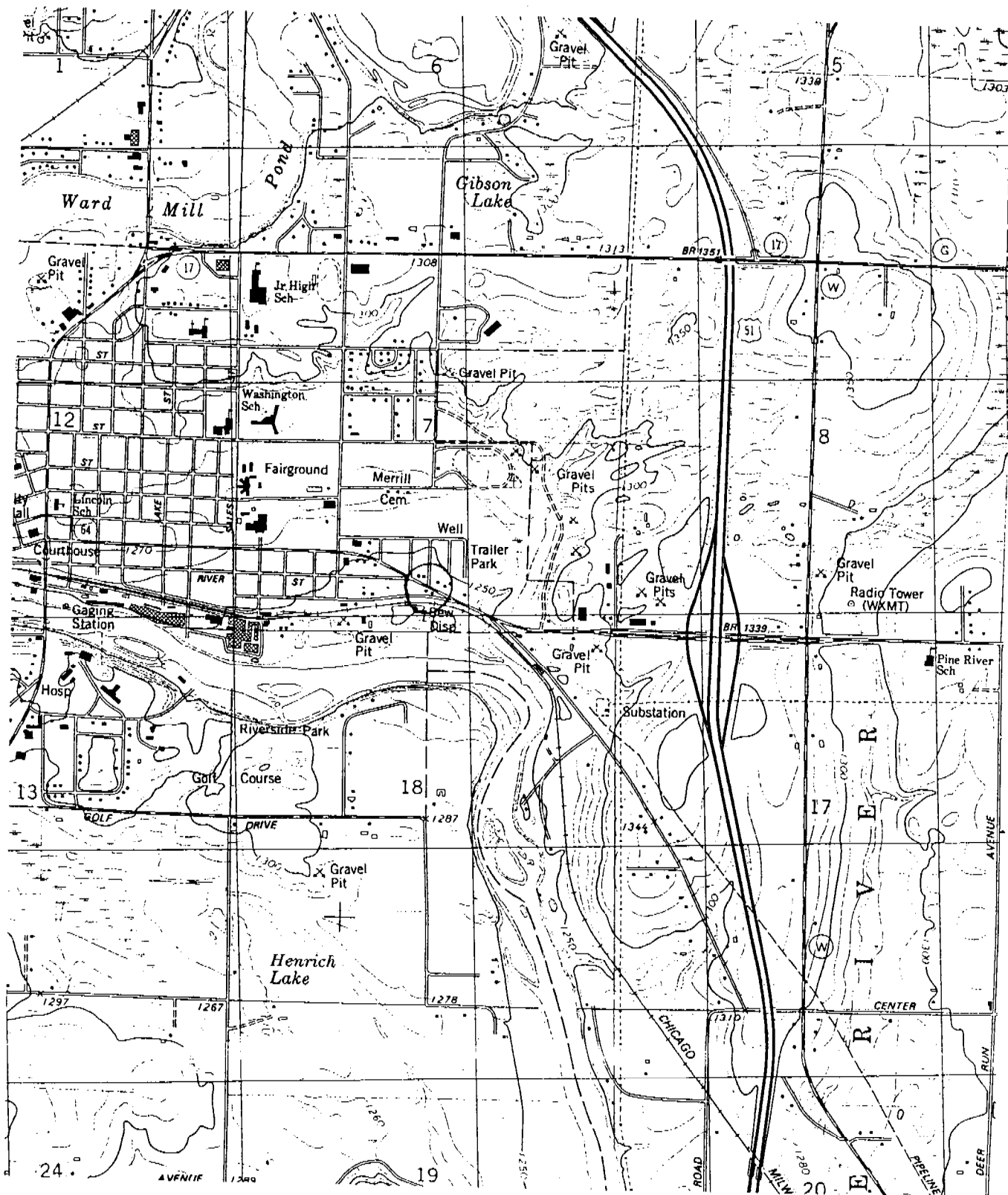
PROJECT #: 9719615

DRAWN BY: tan

REVIEWED BY:

SCALE: 1" = 20'

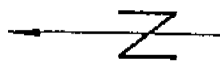
File: 11q2.dwg



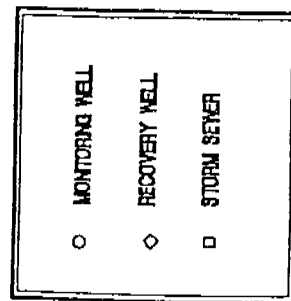
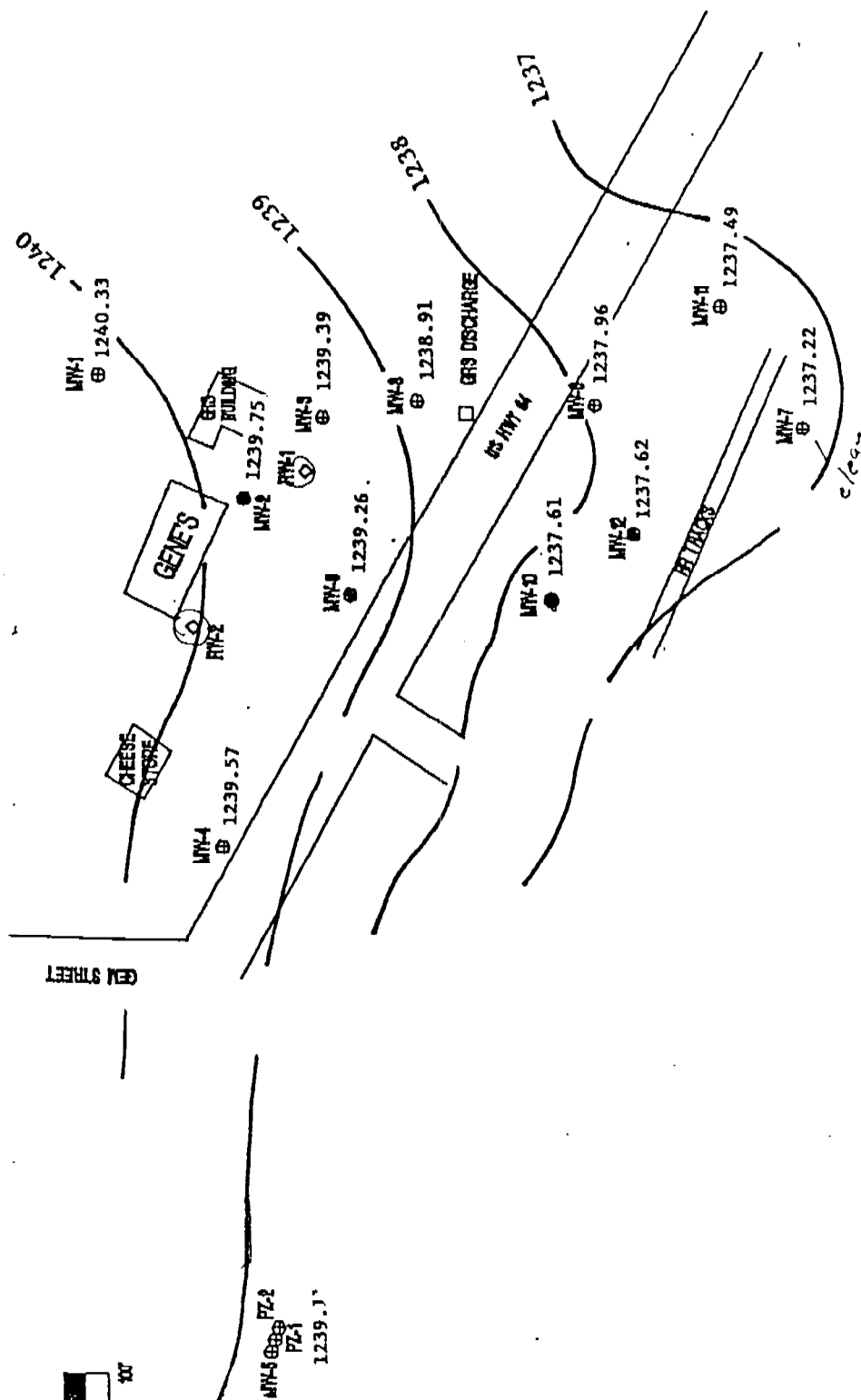
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Gene's Refrigeration
Site Location Map
2806 East Main Street
Merrill, Wisconsin

DATE: 08/20/99 FIGURE: #1
PROJECT #: 9719615
DRAWN BY: USGS
REVIEWED BY:
SCALE: SEE ABOVE



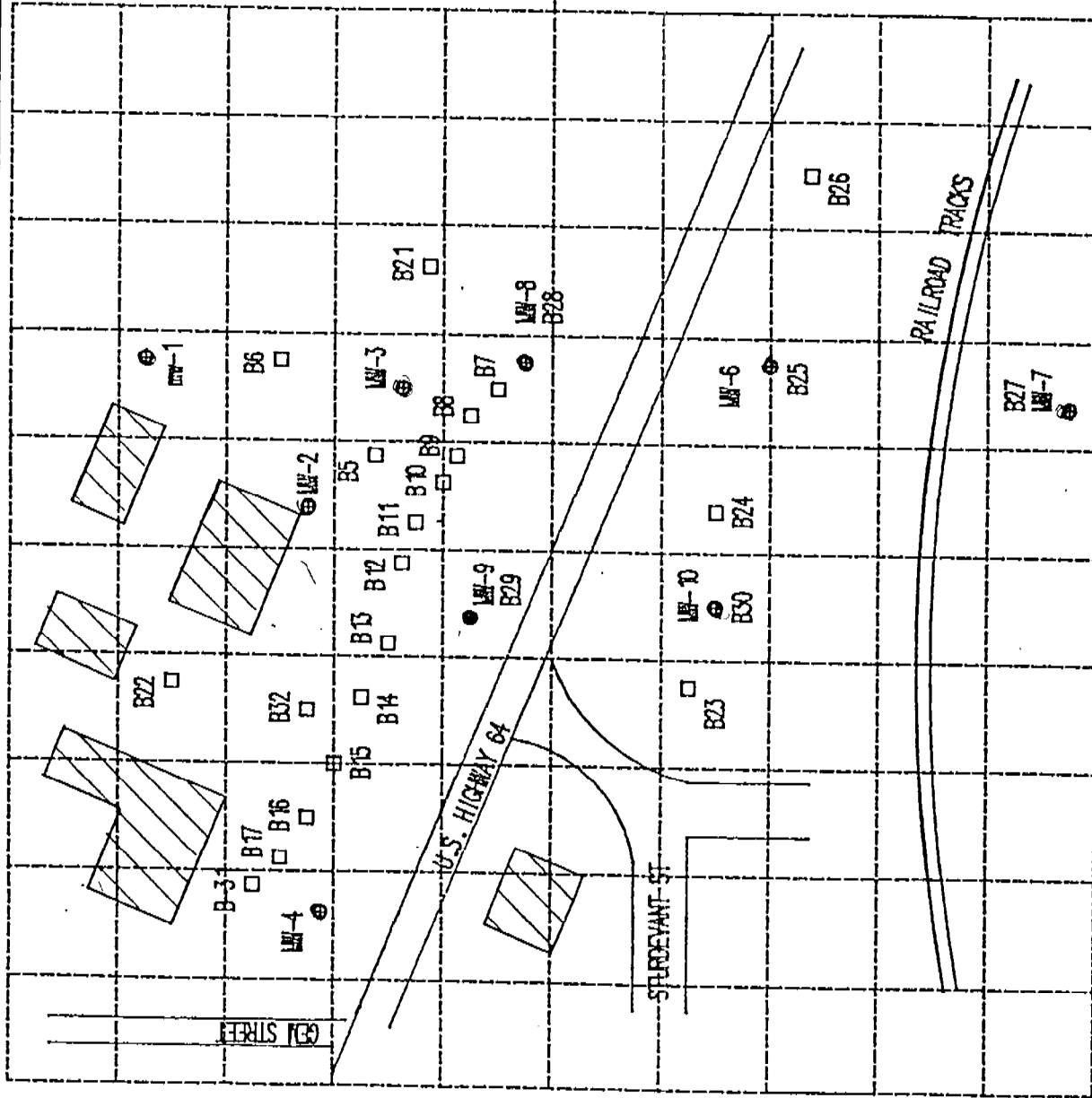
CITY
BLDG



DATE: 05/02/00	FIGURE: # 4
PROJECT #: 9719615	
DRAWN BY:	
REVIEWED BY:	
SCALE: see above	
file: 11q2.dwg	

Gene's Refrigeration
6/22/99 Groundwater Contour Map
2806 East Main Street
Menomonee, Wisconsin

MAXIM
TECHNOLOGIES, INC.



DATE: 03/02/00 | FIGURE: # 2

PROJECT #: 9719615

DRAWN BY: tjm

REVIEWED BY:

SCALE: ONE SQUARE = 75'

file: fig2.dwg

Gene's Refrigeration
 Site Plan Map
 2806 East Main Street
 Merrill, Wisconsin

MAXIM
 TECHNOLOGIES, INC.

TABLE 2
GROUNDWATER CHEMICAL ANALYSIS
GENE'S REFRIGERATION, MERRILL, WISCONSIN
MAXIM #9719615

Monitoring Well	Date	Benzene	Toluene	Ethylbenzene	Xylenes
µg/L					
MW-1	7/24/87	ND	ND	N/A	ND
	11/11/87	ND	ND	N/A	ND
	7/12/90	ND	ND	ND	ND
	1/31/92	ND	ND	ND	ND
	5/6/92	ND	ND	ND	3
	8/11/92	ND	ND	ND	ND
	12/22/92	ND	ND	ND	ND
	3/3/93	ND	ND	ND	ND
	6/15/93	ND	ND	ND	ND
	9/16/93	ND	ND	ND	ND
	12/15/93	ND	ND	ND	ND
	3/22/94	ND	ND	ND	ND
	6/17/94	ND	ND	ND	ND
	9/9/94	ND	ND	ND	ND
	12/30/94	N/A	N/A	N/A	N/A
	4/27/95	ND	ND	ND	ND
	4/9/96	ND	ND	ND	ND
	3/26/97	ND	ND	ND	ND
	7/1/97	*			
	9/16/97	*			
	12/10/97	*			
	3/18/98	ND	ND	ND	ND
	7/16/98	*			
	12/29/98	*			
	3/25/99	*			
	6/22/99	*			
	9/30/99	*			
	12/29/99	*			
MW-2	7/24/87	291	730	N/A	100
	11/11/87	80	200	N/A	220
	7/12/90	1500	860	110	640
	1/31/92	41	ND	13	31
	5/6/92	350	1000	230	1100
	8/11/92	140	630	84	330
	12/22/92	26	60	12	39
	3/3/93	2.3	ND	ND	ND
	6/15/93	210	630	180	510
	9/16/93	120	520	100	390
	12/15/93	79	150	60	180
	3/22/94	0.8	ND	ND	ND

TABLE 2
GROUNDWATER CHEMICAL ANALYSIS
GENE'S REFRIGERATION, MERRILL, WISCONSIN
MAXIM #9719615

Monitoring Well	Date	Benzene	Toluene	Ethylbenzene	Xylenes
MW-2 (con't)	6/17/94	11.9	ND	ND	1.2
	9/9/94	17.0	ND	4.6	22
	12/30/94	30.5	ND	2.53	6.7
	4/27/95	3.9	ND	1.4	2.1
	6/30/95	23	5.5	12	14.5
	9/29/95	14	1.5	9.6	10.5
	1/16/96	8.0	0.52	5.2	9.26
	4/9/96	1.8	ND	ND	ND
	6/24/96	4.8	6.7	3.2	15.0
	10/1/96	3.1	ND	ND	0.96
	3/26/97	283	1.8	55.7	302
	7/1/97	19.2	1.32	10.2	15.93
	9/16/97	2.42	ND	2.43	1.73
	12/10/97	1.58	ND	1.68	1.17
	3/18/98	13.3	4.15	10.9	22.72
	7/16/98	ND	ND	ND	ND
	10/22/98	41.3	7.59	27.3	87.3
	12/29/98	1.03	ND	ND	ND
	3/25/99	9.57	ND	7.96	15.16
	6/22/99	3.03	ND	3.95	3.12
	12/10/97	1.58	ND	1.68	1.17
	3/18/98	13.3	4.15	10.9	22.72
	7/16/98	ND	ND	ND	ND
	12/29/98	1.03	ND	ND	ND
	3/25/99	9.57	ND	7.96	15.16
	6/22/99	3.03	ND	3.95	3.12
	9/30/99	0.93	ND	0.71	0.58
	12/29/99	7.85	ND	11.7	7.32
MW-3	7/24/87	11	ND	N/A	1
	11/11/87	330	610	N/A	1200
	7/12/90	5100	12,000	1900	9300
	1/31/92	410	1500	320	1300
	5/6/92	1	ND	ND	2
	8/11/92	ND	ND	ND	ND
	12/22/92	ND	ND	ND	ND
	3/3/93	ND	ND	ND	ND
	6/15/93	ND	ND	ND	ND
	9/16/93	ND	ND	ND	ND
	12/15/93	ND	ND	ND	ND
	3/22/94	ND	ND	ND	ND
	6/17/94	ND	ND	ND	ND

TABLE 2
GROUNDWATER CHEMICAL ANALYSIS
GENE'S REFRIGERATION, MERRILL, WISCONSIN
MAXIM #9719615

Monitoring Well	Date	Benzene	Toluene	Ethylbenzene	Xylenes
MW-3 (con't)	9/9/94	ND	ND	ND	ND
	12/30/94	N/A	N/A	N/A	N/A
	4/27/95	ND	ND	ND	ND
	4/9/96	ND	ND	ND	ND
	3/26/97	6.0	ND	3.6	12.0
	7/1/97	*			
	9/16/97	*			
	12/10/97	*			
	3/18/98	44.1	346.0	96.2	370
	7/16/98	7.08	17.7	12.9	37.2
	10/22/98	35.5	94.4	76.0	260
	12/29/98	27.0	123.0	38.6	136.5
	3/25/99	67.5	326.0	155.0	499.0
	6/22/99	*			
	9/30/99	28.5	4.50	13.8	14.94
	12/29/99	0.254	<0.4	<0.5	1.883
MW-4	7/24/87	ND	ND	N/A	ND
	11/11/87	ND	ND	N/A	ND
	7/12/90	ND	ND	ND	ND
	1/31/92	ND	ND	ND	ND
	5/6/92	ND	ND	ND	ND
	8/11/92	ND	ND	ND	ND
	12/22/92	ND	ND	ND	ND
	3/3/93	ND	ND	ND	ND
	6/15/93	ND	ND	ND	ND
	9/16/93	ND	ND	ND	ND
	12/15/93	ND	ND	ND	ND
	3/22/94	ND	ND	ND	ND
	6/17/94	ND	ND	ND	ND
	9/9/94	ND	ND	ND	ND
	12/30/94	ND	ND	ND	ND
	4/27/95	ND	ND	ND	ND
	4/9/96	ND	ND	ND	ND
	3/26/97	ND	ND	ND	ND
	7/1/97	*			
	9/16/97	*			
	12/10/97	*			
	3/18/98	ND	ND	ND	ND
	7/16/98	*			
	10/22/98	5.16	1.44	10.6	18.77
	12/29/98	*			

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GENE'S REFRIGERATION, MERRILL, WISCONSIN
MAXIM #9719615

Monitoring Well	Date	Benzene	Toluene	Ethylbenzene	Xylenes
MW-4 (con't)	3/25/99	*			
	6/22/99	*			
	9/30/99	*			
	12/29/99	*			
MW-5	7/12/90	ND	ND	ND	ND
	1/31/92	ND	ND	ND	ND
	5/6/92	ND	ND	ND	ND
	8/11/92	ND	ND	ND	ND
	12/22/92	ND	ND	ND	ND
	3/3/93	ND	ND	ND	ND
	6/15/93	ND	ND	ND	ND
	9/16/93	ND	ND	ND	ND
	12/15/93	ND	ND	ND	ND
	3/22/94	ND	ND	ND	ND
	6/17/94	ND	ND	ND	ND
	9/9/94	ND	ND	ND	ND
	12/30/94	N/A	N/A	N/A	N/A
	4/27/95	ND	ND	ND	ND
	4/9/96	ND	ND	ND	ND
	3/26/97	ND	ND	ND	ND
	7/1/97	*			
	9/16/97	*			
	12/10/97	*			
	3/18/98	ND	ND	ND	ND
	7/16/98	*			
	12/29/98	*			
	3/25/99	*			
	6/22/99	*			
	12/29/99	*			
MW-6	7/12/90	3	ND	ND	ND
	1/31/92	8	ND	ND	ND
	5/6/92	11	ND	ND	ND
	8/11/92	100	4	33	31
	12/22/92	35	ND	ND	34
	3/3/93	12	ND	ND	ND
	6/15/93	8.7	<1	<1	1.0
	9/16/93	8.7	<1	1.4	1.1
	12/15/93	6.1	ND	ND	<1
	3/22/94	2.9	ND	ND	ND
	6/17/94	ND	ND	ND	ND
	9/9/94	5.6	ND	ND	ND

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GROUNDWATER CHEMICAL ANALYSIS
GENE'S REFRIGERATION, MERRILL, WISCONSIN
MAXIM #9719615

Monitoring Well	Date	Benzene	Toluene	Ethylbenzene	Xylenes
MW-6 (con't)	12/30/94	1.3	ND	ND	1.19
	4/27/95	1.5	ND	ND	ND
	6/30/95	ND	ND	ND	ND
	9/29/95	15	110	21	109
	1/16/96	1.3	ND	ND	0.9
	4/9/96	ND	ND	ND	ND
	6/24/96	0.8	ND	1.4	0.84
	10/1/96	ND	ND	ND	ND
	3/26/97	4.6	ND	ND	1.0
	7/1/97	1.82	ND	1.80	1.06
	9/16/97	2.42	ND	2.45	ND
	12/10/97	1.37	ND	ND	ND
	3/18/98	9.53	ND	ND	1.20
	7/16/98	4.55	1.08	3.35	5.36
	10/22/98	ND	ND	ND	ND
	12/29/98	7.7	ND	ND	4.41
	3/25/99	10.5	2.43	1.81	26.12
	6/22/99	3.41	ND	1.16	1.27
	9/30/99	1.97	1.75	4.58	6.79
	12/29/99	5.67	<0.4	1.81	1.07
MW-7	7/12/90	ND	ND	ND	ND
	1/31/92	ND	ND	ND	ND
	5/6/92	ND	ND	ND	ND
	8/11/92	ND	ND	ND	ND
	12/22/92	ND	ND	ND	ND
	3/3/93	ND	ND	ND	ND
	6/15/93	ND	ND	ND	ND
	9/16/93	ND	ND	ND	ND
	12/15/93	ND	ND	ND	ND
	3/22/94	ND	ND	ND	ND
	6/17/94	ND	ND	ND	ND
	9/9/94	ND	ND	ND	ND
	12/30/94	ND	ND	ND	ND
	4/27/95	ND	ND	ND	ND
	6/30/95	ND	ND	ND	ND
	9/29/95	ND	ND	ND	0.45
	1/16/96	ND	ND	ND	ND
	4/9/96	ND	ND	ND	ND
	6/24/96	ND	ND	ND	ND
	10/1/96	ND	ND	ND	ND
	3/26/97	ND	ND	ND	ND

TABLE 2
GROUNDWATER CHEMICAL ANALYSIS
GENE'S REFRIGERATION, MERRILL, WISCONSIN
MAXIM #9719615

Monitoring Well	Date	Benzene	Toluene	Ethylbenzene	Xylenes
MW-7 (con't)	7/1/97	ND	ND	ND	ND
	9/16/97	ND	ND	ND	ND
	12/10/97	ND	ND	ND	ND
	3/18/98	ND	ND	ND	ND
	7/16/98	ND	ND	ND	ND
	10/22/98	ND	ND	ND	ND
	12/29/98	ND	ND	ND	ND
	3/25/99	ND	ND	ND	ND
	6/22/99	2.56	ND	ND	ND
	9/30/99	ND	ND	ND	ND
	12/29/99	ND	ND	ND	ND
MW-8	7/12/90	ND	ND	ND	ND
	1/31/92	ND	ND	ND	ND
	5/6/92	ND	ND	ND	ND
	8/11/92	ND	ND	ND	ND
	12/22/92	ND	ND	ND	ND
	3/3/93	ND	ND	ND	ND
	6/15/93	ND	ND	ND	ND
	9/16/93	ND	ND	ND	ND
	12/15/93	ND	ND	ND	ND
	3/22/94	ND	ND	ND	ND
	6/17/94	ND	ND	ND	ND
	9/9/94	ND	ND	ND	ND
	12/30/94	*			
	4/27/95	ND	ND	ND	ND
	4/9/96	ND	ND	ND	ND
	3/26/97	ND	ND	ND	ND
	7/1/97	*			
	9/16/97	*			
	12/10/97	*			
	3/18/98	ND	ND	ND	ND
	7/16/98	*			
	12/29/98	*			
	3/25/99	*			
	6/22/99	*			
	9/30/99	*			
	12/29/99	*			
MW-9	7/12/90	1000	12,000	100	1100
	1/31/92	510	390	240	770
	5/6/92	570	430	140	720
	8/11/92	85	34	12	29

TABLE 2
GROUNDWATER CHEMICAL ANALYSIS
GENE'S REFRIGERATION, MERRILL, WISCONSIN
MAXIM #9719615

Monitoring Well	Date	Benzene	Toluene	Ethylbenzene	Xylenes
MW-9 (con't)	12/22/92	64	3.9	9	12
	3/3/93	160	32	42	83
	6/15/93	90	< 1	13	6.1
	9/16/93	5.6	ND	ND	ND
	12/15/93	340	7.2	51	33
	3/22/94	473	388	289	1220
	6/17/94	576	555	187	559
	9/9/94	458	330	184	327
	12/30/94	70.4	101	35	97.1
	4/27/95	89	170	99	272
	6/30/95	120	120	54	86
	9/29/95	170	300	80	143
	1/16/96	11	7.3	41	84
	4/9/96	92	260	150	520
	6/24/96	170	350	150	460
	10/1/96	87	120	160	320
	3/26/97	296	219	145	618
	7/1/97	450	103	258	800
	9/16/97	185	157	154	318.5
	12/10/97	261	292	177	495
	3/18/98	382	431	268	839
	7/16/98	138	153	89.4	190.4
	10/22/98	83.9	136.0	63.5	130.8
	12/29/98	61.5	201	81.0	202.6
	3/25/99	210	285	102	221.5
	6/22/99	257	267	166	392
	9/30/99	196	369	207	534
	12/29/99	33.8	119	69.2	125.6
MW-10	7/12/90	2	3	ND	1
	1/31/92	15	ND	ND	ND
	5/6/92	240	12	160	180
	8/11/92	260	23	100	100
	12/22/92	10	1.6	13	4.8
	3/3/93	4.2	ND	ND	ND
	6/15/93	7.2	1.8	1.8	1.0
	9/16/93	11	1.2	2.6	3.6
	12/15/93	4.2	2.7	< 1	3.7
	3/22/94	0.9	ND	1.5	ND
	6/17/94	1.1	ND	6.4	ND
	9/9/94	1.0	ND	ND	ND
	12/30/94	ND	ND	ND	ND

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GROUNDWATER CHEMICAL ANALYSIS
GENE'S REFRIGERATION, MERRILL, WISCONSIN
MAXIM #9719615

Monitoring Well	Date	Benzene	Toluene	Ethylbenzene	Xylenes
MW-10 (con't)	4/27/95	ND	ND	ND	ND
	6/30/95	ND	ND	2.0	ND
	9/29/95	0.57	0.46	0.89	1.0
	1/16/96	0.67	2.0	0.9	1.49
	4/9/96	ND	ND	ND	ND
	6/24/96	0.74	0.42	11	5.5
	10/1/96	2.9	1.0	0.71	1.66
	3/26/97	ND	ND	ND	ND
	7/1/97	1.74	ND	ND	ND
	9/16/97	9.50	1.69	ND	1.20
	12/10/97	38.6	ND	1.37	2.48
	3/18/98	8.55	ND	ND	ND
	7/16/98	12.3	ND	5.96	ND
	10/22/98	55.8	1.56	1.03	5.83
	12/29/98	30.9	ND	ND	ND
	3/28/99	ND	ND	ND	ND
	6/22/99	10.1	ND	3.18	ND
	9/30/99	15.38	0.59	ND	1.54
	12/29/99	6/08	ND	ND	1.06
MW-11	6/15/93	3.6	ND	< 1	ND
	9/16/93	ND	ND	ND	ND
	12/15/93	ND	ND	ND	ND
	3/22/94	ND	ND	ND	ND
	6/17/94	ND	ND	ND	ND
	9/9/94	ND	ND	ND	ND
	12/30/94	ND	ND	ND	ND
	4/27/95	ND	ND	ND	ND
	6/30/95	ND	ND	ND	ND
	9/29/95	ND	ND	ND	ND
	1/16/96	ND	ND	ND	ND
	4/9/96	ND	ND	ND	ND
	6/24/96	ND	ND	ND	ND
	10/1/96	ND	ND	ND	ND
	3/26/97	ND	ND	ND	ND
	7/1/97	ND	ND	ND	ND
	9/16/97	0.54	ND	ND	ND
	12/10/97	1.15	ND	ND	ND
	3/18/98	ND	ND	ND	ND
	7/16/98	ND	ND	ND	ND
	10/22/98	ND	ND	ND	ND
	12/29/98	ND	ND	ND	ND

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GROUNDWATER CHEMICAL ANALYSIS
GENE'S REFRIGERATION, MERRILL, WISCONSIN
MAXIM #9719615

Monitoring Well	Date	Benzene	Toluene	Ethylbenzene	Xylenes
MW-11 (con't)	3/25/99	ND	ND	ND	ND
	6/22/99	0.23	ND	ND	ND
	9/30/99	0.86	ND	ND	ND
	12/29/99	0.26	ND	ND	ND
MW-12	6/15/93	67	1.3	7.3	11
	9/16/93	2.1	<1	<1	ND
	12/15/93	3.8	<1	<1	<1
	3/22/94	3.1	ND	ND	ND
	6/17/94	14.2	ND	ND	ND
	9/9/94	8.5	ND	2.4	ND
	12/30/94	ND	ND	ND	ND
	4/27/95	1.5	ND	ND	ND
	6/30/95	3.2	ND	ND	ND
	9/29/95	5.4	1.5	1.0	0.52
	1/16/96	ND	0.44	ND	0.39
	4/9/96	2.6	0.91	3.2	3.29
	6/24/96	11	0.92	12	8.6
	10/1/96	18	1.8	21	3.9
	3/26/97	10.8	12.9	9.6	20.8
	7/1/97	26.9	11.3	90.3	160.8
	9/16/97	9.92	8.27	40.5	1.73
	12/10/97	13.3	4.12	39.4	24.7
	3/18/98	16.6	3.39	39.3	57.5
	7/16/98	37	6.33	113	290
	10/22/98	12.2	1.89	3.71	5.18
	12/29/98	2.2	ND	1.06	ND
	3/25/99	4.71	ND	1.59	3.39
	6/22/99	33.5	2.66	40.4	39.5
	9/30/99	11.5	0.92	7.01	1.88
	12/29/99	5.7	0.49	2.89	2.08
PZ-1	7/12/90	ND	ND	ND	ND
	1/31/92	ND	ND	ND	ND
	5/6/92	ND	ND	ND	ND
	8/11/92	ND	ND	ND	ND
	12/22/92	ND	ND	ND	ND
	3/3/93	ND	ND	ND	ND
	6/15/93	ND	ND	ND	ND
	9/16/93	ND	ND	ND	ND
	12/15/93	ND	ND	ND	ND
	3/22/94	ND	ND	ND	ND
	6/17/94	ND	ND	ND	ND

TABLE 2
GROUNDWATER CHEMICAL ANALYSIS
GENE'S REFRIGERATION, MERRILL, WISCONSIN
MAXIM #9719615

Monitoring Well	Date	Benzene	Toluene	Ethylbenzene	Xylenes
PZ-1 (con't)	9/9/94	ND	ND	ND	ND
	12/30/94	8			
	4/27/95	ND	ND	ND	ND
	4/9/96	ND	ND	ND	ND
	3/26/97	ND	ND	ND	ND
	7/1/97	*			
	9/16/97	*			
	12/10/97	*			
	3/18/98	ND	ND	ND	ND
	7/16/98	*			
	12/29/98	*			
	3/25/99	*			
	6/22/99	*			
	9/30/99	*			
	12/29/99	*			
PZ-2	1/31/92	ND	ND	ND	ND
	5/6/92	ND	ND	ND	ND
	8/11/92	ND	ND	ND	ND
	12/22/92	ND	ND	ND	ND
	3/3/93	ND	ND	ND	ND
	6/15/93	ND	ND	ND	ND
	9/16/93	ND	ND	ND	ND
	12/15/93	ND	ND	ND	ND
	3/22/94	ND	ND	ND	ND
	6/17/94	ND	ND	ND	ND
	9/9/94	ND	ND	ND	ND
	12/30/94	*			
	4/27/95	ND	ND	ND	ND
	4/9/96	ND	ND	ND	ND
	3/26/97	ND	ND	ND	ND
	7/1/97	*			
	9/16/97	*			
	12/10/97	*			
	3/18/98	ND	ND	ND	ND
	7/16/98	*			
	12/29/98	*			
	3/25/99	*			
	6/22/99	*			
	9/30/99	*			
	12/29/99	*			

Document Number

GROUNDWATER USE RESTRICTION

Declaration of Restrictions

In Re: That part of the Southwest ¼ of the Southeast ¼ of Section 7, Township 31 North, Range 7 East, City of Merrill, Lincoln County, Wisconsin, described as follows:

Commencing at the southeast corner of said Section 7; thence N81°35'09"W, 2331.83 feet to the Northerly of Wisconsin Central Ltd. and the point of beginning; thence S14°30'45"W, 50.00 feet to the center line of Wisconsin Central Ltd. right-of-way; thence along said center line along the arc of a curve whose long chord bears N76°15'33"W, 48.65 feet; thence N12°58'09"E, 50.00 feet to the Northerly right-of-way of the Wisconsin Central Ltd.; thence along said right-of-way along the arc of a curve whose long chord bears S76°15'33"E, 50.00 feet to the point of beginning.

Subject to easements and roadways of record.

STATE OF WISCONSIN)
) SS
COUNTY OF Lincoln)

WHEREAS, Wisconsin Central Ltd. is the owner of the above-described property.

WHEREAS, one or more petroleum discharges have occurred near this property. Gasoline-contaminated groundwater above ch NR 140 Wis. Adm. Code, enforcement standards existed on this property at the following location(s) on the following date(s):

Monitoring Well -12 (MW-12) benzene 5.7 ppb, 12-29-99

The location of MW-12 is depicted on the attached Figure 1, which is hereby made a part of the restriction.

WHEREAS, it is the desire and intention of the property owner to impose on the property restrictions which will make it unnecessary to conduct further groundwater or soil remediation activities on the property at the present time.

WHEREAS, natural attenuation has been approved by the Department of Natural Resources to remediate groundwater contamination exceeding ch. NR 140 Wis. Adm. Code groundwater standards within the boundaries of this property.

WHEREAS, construction of wells where the water quality does not comply with drinking water standards in ch. NR 809 Wis. Adm. Code is restricted by chs. NR 811 and ch. NR 812 Wis. Adm. Code. Special well construction standards or water treatment requirements, or both, or well construction prohibitions may apply.

NOW THEREFORE, the owner hereby declares that all of the property described above is held and shall be held, conveyed or encumbered, leased, rented, used, occupied and improved subject to the following limitation and restrictions:

Anyone who proposes to construct or reconstruct a well on this property is required to contact the Department of Natural Resources' Bureau of Drinking Water and Groundwater, or its successor agency, to determine what specific requirements are applicable, prior to constructing or reconstructing a well on this property. No well may be constructed on this property unless applicable requirements are met.

This restriction is hereby declared to be a covenant running with the land and shall be fully binding upon all persons acquiring the above-described property whether by descent, devise, purchase or otherwise. This restriction benefits and is enforceable by, the Wisconsin Department of Natural Resources, its successors and assigns. The Department, its successors or assigns, may initiate proceedings at law or in equity against any person or persons who violate or are proposing to violate this covenant, to prevent the proposed violation or to recover damages for such violation.

RECEIVED

LINCOLN COUNTY, WIS

DEC 20 PM 2 17

REGISTER OF DEEDS

Recording Area

Name and Return Address

Wisconsin Central Ltd.

PO Box 5062 \$16.00 PDC

Rosemont, IL 60017

34.001.000.088.0802

Parcel Identification Number (PIN)

Any person who is or becomes owner of the property described above may request that the Wisconsin Department of Natural Resources or its successor issue a determination that one or more of the restrictions set forth in this covenant are no longer required. Upon the receipt of such a request, the Wisconsin Department of Natural Resources shall determine whether or not the restrictions contained herein can be extinguished. If the Department determines that the restrictions can be extinguished, an affidavit, attached to a copy of the Department's written determination, may be recorded to give notice that this deed restriction, or portions of this deed restriction, are no longer binding.

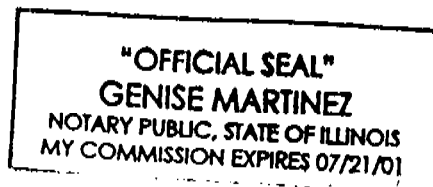
By signing this document, Walter C. Kelly asserts that he/she is duly authorized to sign this document on behalf of Wisconsin Central Ltd.

IN WITNESS WHEREOF, the owner of the property has executed this Declaration of Restrictions, this 15th day of December, 2000.

Signature: Walter C. Kelly
Printed Name: Walter C. Kelly
Title: Vice President & CFO, W.A.

Subscribed and sworn to before me
This 15th day of December, 2000.

Genise Martinez
Notary Public, State of ILLINOIS
My commission 7-21-01



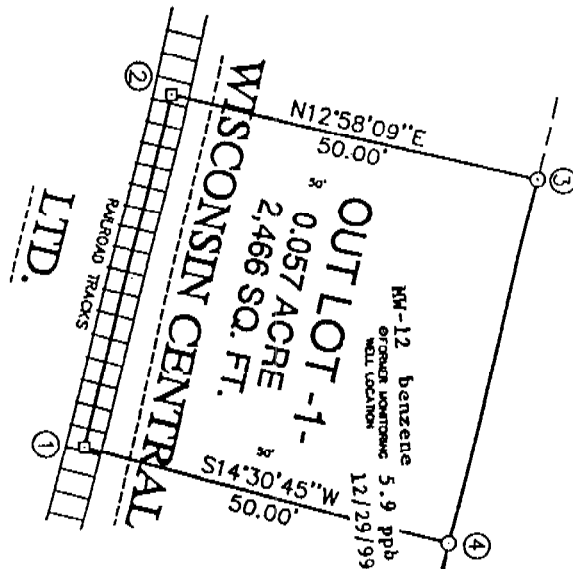
This document was drafted by Maxim Technologies based on information provided by the Wisconsin Department of Natural Resources.

CSM#1434

390052

CERTIFIED SURVEY MAP LOCATED IN THE SOUTH-
WEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 7,
TOWNSHIP 31 NORTH, RANGE 7 EAST, CITY OF
MERRILL, LINCOLN COUNTY, WISCONSIN.

THIS DRAWING REPLACES CERTIFIED
SURVEY MAP RECORDED IN VOLUME
7, PAGE 18. THE ONLY CHANGE IS
RAILROAD IS DELETED.



BEARINGS REFERENCED TO EAST
LINE NE 1/4 SECTION 18-31-7

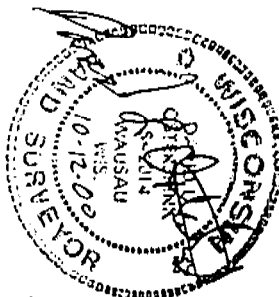
ASSUMED BEARING OF N0°58'41"W



Scale 1" = 20'



CURVE NUMBER	CENTRAL ANGLE	RADIUS	CHORD BEARING	CHORD DISTANCE
1-2	1°32'36"	1806.25'	N76°15'33"W	48.65'
3-4	1°32'36"	1856.25'	S76°15'33"E	50.00'



NOTE: THE E 1/4 CORNER, SE CORNER, S 1/4 CORNER & SW
CORNER OF SECTION 7, ARE NOT ON RECORD, OR ARE LOST.
■ EXISTING 4" x 4" CONCRETE MONUMENT
○ SET 1-1/4" x 24" IRON PIPE WEIGHING 2.27 LBS./LIN. FT.
□ SET 60 D NAIL ON CENTER LINE OF RAIL ROAD RIGHT OF WAY
NOTE: THIS OUT LOT IS NOT A BUILDABLE PARCEL. IT IS CREATED
TO DELINEATE A CONTAMINATED GROUND WATER SITE.

EAST LINE NE 1/4 SEC. 18-31-7
1326.40' N0°58'41"W

Figure I

CERTIFIED SURVEY MAP

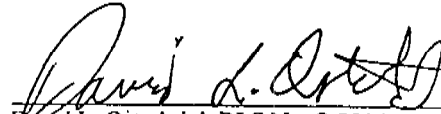
I, David L. Osterbrink, Registered Land Surveyor, hereby certify that I have surveyed and mapped at the direction of Tod Roush, Agent, that part of the Southwest ¼ of the Southeast ¼ of Section 7, Township 31 North, Range 7 East, City of Merrill, Lincoln County, Wisconsin, described as follows: Commencing at the Southeast corner of said Section 7; thence N81°35'09"W, 2331.83 feet to the Northerly right-of-way of the Wisconsin Central Ltd. and the point of beginning; thence S14°30'45"W, 50.00 feet to the center line of the Wisconsin Central Ltd.; thence along said center line along the arc of a curve whose long chord bears N76°15'33"W, 48.65 feet; thence N12°58'09"E, 50.00 feet to the Northerly right-of-way of the Wisconsin Central LTD.; thence along said right-of-way along the arc of a curve whose long chord bears S76°15'33"E, 50.00 feet to the point of beginning.

Subject to easements and roadways of record.

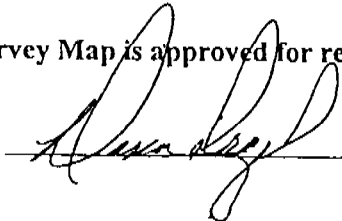
That such map is a correct representation of all exterior boundaries of the land surveyed. That I have fully complied with the provisions of Section 236.34 of the Wisconsin Statutes. That this survey is correct to the best of my knowledge and belief.

Prepared by:
Northwoods Surveying
623 Jefferson Street
Wausau, Wisconsin 54403
(715) 845-1249


\$12.00 pd.


David L. Osterbrink RLS No. S-2014
October 12, 2000

This Certified Survey Map is approved for recording by the City of Merrill.


Date 10-12-00

Page 2 of 2

LINCOLN COUNTY, WIS
Received for Record the 19th
day of Oct. A.D. 2000
12:49 o'clock P.M. and Recorded in
Vol. 7 of RECORDS on page 50.

REGISTER OF DEEDS



Declaration of Restrictions

In Re: A parcel of land in the Southwest Quarter (SW 1/4) of the Southeast Quarter (SE 1/4) of Section Seven (7), in Township Thirty-one (31) North, of Range Seven (7) East, described by metes and bounds as follows:

Commencing at the intersection of the West line of the SW 1/4 SE 1/4 of Section 7-31N-7E, and the Northerly right-of-way line of State Trunk Highway as described in that certain highway conveyance dated March 2, 1934, and recorded June 1, 1967, in Volume 251 of Deeds, page 261 of the Lincoln County Registry, thence running Easterly along the said North right-of-way line a distance of 165 feet to the point of beginning; thence Easterly 200 feet along the North right-of-way line; thence North on a line parallel to said West line of said forty to a point 160 feet distant measured at right angles to said right of way; thence Westerly 200 feet to a point 160 feet North of the place beginning; thence South to the place of beginning.

EXCEPTING any and all easements and/or rights-of-ways.

STATE OF WISCONSIN)
) SS
COUNTY OF Lincoln)

WHEREAS, Gene's Refrigeration & Appliance, Inc., Vendor, and Homeland Realty of Merrill, LLC, Purchaser, are the owners under a land contract of the above-described property.

WHEREAS, one or more petroleum discharges have occurred on this property. Gasoline-contaminated groundwater above ch NR 140 Wis. Adm. Code, enforcement standards existed on this property at the following location(s) on the following date(s):

Monitoring Well-2 (MW-2) benzene 7.85 ppb, 12-29-99

Monitoring Well-9 (MW-9) benzene 33.8 ppb, 12-29-99

The locations of the monitoring wells are depicted on the attached Figure 2, which is here by made a part of this restriction.

WHEREAS, it is the desire and intention of the property owners to impose on the property restrictions which will make it unnecessary to conduct further groundwater or soil remediation activities on the property at the present time.

WHEREAS, natural attenuation has been approved by the Department of Natural Resources to remediate groundwater contamination exceeding ch. NR 140 Wis. Adm. Code groundwater standards within the boundaries of this property.

WHEREAS, construction of wells where the water quality does not comply with drinking water standards in ch. NR 809 Wis. Adm. Code is restricted by chs. NR 811 and ch. NR 812 Wis. Adm. Code. Special well construction standards or water treatment requirements, or both, or well construction prohibitions may apply.

NOW THEREFORE, the owners hereby declare that all of the property described above is held and shall be held, conveyed or encumbered, leased, rented, used, occupied and improved subject to the following limitation and restrictions:

Anyone who proposes to construct or reconstruct a well on this property is required to contact the Department of Natural Resources' Bureau of Drinking Water and Groundwater, or its successor agency, to determine what specific requirements are applicable, prior to constructing or reconstructing a well on this property. No well may be constructed on this property unless applicable requirements are met.

If construction is proposed on this property that will required dewatering, or if groundwater is to be otherwise extracted from this property, while this groundwater use restriction is in effect, the groundwater

RECEIVED
LINCOLN COUNTY, WIS

2009 DEC 4 PM 2 15

Eugene R Graf
REGISTER OF DEEDS

Recording Area

Name and Return Address

Eugene R Graf *E/R Graf*
N1061 Snow Hill Rd
Merrill, WI 54452

34.0001.000.088.03.00

Parcel Identification Number (PIN)

shall be sampled and analyzed for contaminants that were previously detected on the property and any extracted groundwater shall be managed in compliance with applicable statutes and rules.

This restriction is hereby declared to be a covenant running with the land and shall be fully binding upon all persons acquiring the above-described property whether by descent, devise, purchase or otherwise. This restriction benefits and is enforceable by, the Wisconsin Department of Natural Resources, its successors and assigns. The Department, its successors or assigns, may initiate proceedings at law or in equity against any person or persons who violate or are proposing to violate this covenant, to prevent the proposed violation or to recover damages for such violation.

Any person who is or becomes owner of the property described above may request that the Wisconsin Department of Natural Resources or its successor issue a determination that one or more of the restrictions set forth in this covenant are no longer required. Upon the receipt of such a request, the Wisconsin Department of Natural Resources shall determine whether or not the restrictions contained herein can be extinguished. If the Department determines that the restrictions can be extinguished, an affidavit, attached to a copy of the Department's written determination, may be recorded to give notice that this deed restriction, or portions of this deed restriction, are no longer binding.

By signing this document, Eugene Araf asserts that he/she is duly authorized to sign this document on behalf of Gene's Refrigeration & Appliance, Inc., Vendor, and Gail Johnson asserts that he/she is duly authorized to sign this document on behalf of Homeland Realty of Merrill, LLC, Purchaser.

IN WITNESS WHEREOF, the owners of the property have executed this Declaration of Restrictions, this 4th day of Dec., 2000.

Signature: Eugene Araf

Printed Name: EUGENE ARAF

Title: President

Subscribed and sworn to before me

This 4 day of Dec, 2000



Notary Public, State of Wisconsin

My commission Dec 28, 2003

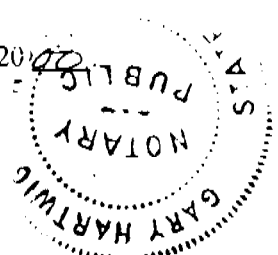
Signature: Gail Johnson

Printed Name: Gail Johnson

Title: real estate manager

Subscribed and sworn to before me

This 4 day of Dec, 2000



Notary Public, State of Wisconsin

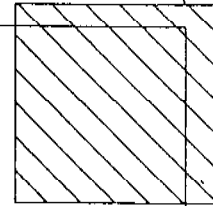
My commission Dec 28, 2003

This document was drafted by Maxim based upon the information provided by the Wisconsin Department of Natural Resources.

Tod Rush

FORMER GENE'S REFRIGERATION
2806 East Main Street
City of Merrill, Wisconsin

DR. TOM'S VET CLINIC



AREA OF
IMPACTED SOIL

MW-2

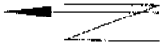
benzene
7.85 ppb

GRASS

PAVED
AREA

KEY

○ = monitoring well
location



CONCRETE SIDEWALK

MW-9

GRASS BLVD

benzene
33.8 ppb

US HWY 64 (MAIN ST)



EXHIBIT 1 file: geneds.dwg

Groundwater analytical data collected on 12/29/99.

Declaration of Restrictions

In Re: A parcel of land in the Southwest Quarter (SW 1/4) of the Southeast Quarter (SE 1/4) of Section Seven (7), in Township Thirty-one (31), of Range Seven (7) East, described by metes and bounds as follows:

Commencing at the intersection of the West line of the SW 1/4 SE 1/4 of Section 7-31N-7E, and the Northerly right-of-way line of State Trunk Highway as described in that certain highway conveyance dated March 2, 1934, and recorded June 1, 1967, in Volume 251 of Deeds, page 261 of the Lincoln County Registry, thence running Easterly along the said North right-of-way line a distance of 165 feet to the point of beginning; thence Easterly 200 feet along the North right-of-way line; thence North on a line parallel to said West line of said forty to a point 160 feet distant measured at right angles to said right of way; thence Westerly 200 feet to a point 160 feet North of the place beginning; thence South to the place of beginning.

EXCEPTING any and all easements and/or rights-of-ways.

STATE OF WISCONSIN)

) SS

COUNTY OF Lincoln)

WHEREAS, Gene's Refrigeration & Appliance, Inc., Vendor, and Homeland Realty of Merrill, LLC, Purchaser, are the owners under a land contract of the above described property.

WHEREAS, one or more petroleum discharges have occurred on this property. Gasoline-contaminated soil remains on this property at the following location(s): under the east end of the existing building and to the south and east of the existing building, under the parking lot as depicted on the attached site map, which is marked as Exhibit 1 and made a part of this restriction.

WHEREAS, it is the desire and intention of the property owners to impose on the property restrictions which will make it unnecessary to conduct further soil remediation activities on the property at the present time.

NOW THEREFORE, the owners hereby declare that all of the property described above is held and shall be held, conveyed or encumbered, leased, rented, used, occupied and improved subject to the following limitation and restrictions:

Structural impediments existing at the time of clean up made complete remediation of the soil contamination on this property impracticable. If the structural impediments on this property that are described above are removed, the property owner shall conduct an investigation of the degree and extent of petroleum contamination. To the extent that contamination is found at that time, the Wisconsin Department of Natural Resources shall be immediately notified and the contamination shall be properly remediated in accordance with applicable statutes and rules. If the currently inaccessible contaminated soil that remains on the property is excavated in the future, it will have to be sampled and analyzed and the treatment or disposal of the soil as a solid or hazardous waste may be necessary.

An engineered cap or cover has been constructed as a remedial action to address residual soil contamination on the property. Therefore, the following activities are prohibited on that portion of the property described above where a cap or cover has been placed, as depicted on the attached Exhibit 1, unless prior written approval has been obtained from the Wisconsin Department of Natural Resources or its successor or assign: (1) Excavating or grading of the land surface; (2) Filling on the capped area; (3) Plowing for agricultural cultivation; and (4) Construction or installation of a building or other structure with a foundation that would sit on or be placed within the cap or cover. In addition, the cap or cover shall be maintained in compliance with a plan prepared and submitted to the Wisconsin Department of Natural Resources by a responsible party, as required by section NR 724.13(2), Wis. Adm. Code (1997).

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LINCOLN COUNTY, WIS

2000 DEC 4 PM 2 14

Eugene R Graf
REGISTER OF DEEDS

Recording Area

Name and Return Address:

Eugene R Graf
N1061 Snow Hill Rd
Merrill, WI 54452

34.0001.000.088.03.00

Parcel Identification Number (PIN)

This restriction is hereby declared to be a covenant running with the land and shall be fully binding upon all persons acquiring the above-described property whether by descent, devise, purchase or otherwise. This restriction inures to the benefit of and is enforceable by, the Wisconsin Department of Natural Resources, its successors and assigns. The Department, its successors or assigns, may initiate proceedings at law or in equity against any person or persons who violate or are proposing to violate this covenant, to prevent the proposed violation or to recover damages for such violation.

Any person who is or becomes owner of the property described above may request that the Wisconsin Department of Natural Resources or its successor issue a determination that one or more of the restrictions set forth in this covenant is no longer required. Upon the receipt of such a request, the Wisconsin Department of Natural Resources shall determine whether or not the restrictions contained herein can be extinguished. If the Department determines that the restrictions can be extinguished, an affidavit, attached to a copy of the Department's written determination, may be recorded by the property owner or other interested property to give notice that this deed restriction, or portions of this deed restriction, are no longer binding.

By signing this document, Eugene Graf asserts that he/she is duly authorized to sign this document on behalf of Gene's Refrigeration & Appliance, Inc., Vendor, and Gail Johnson asserts that he/she is duly authorized to sign this document on behalf of Homeland Realty of Merrill, LLC, Purchaser.

IN WITNESS WHEREOF, the owners of the property have executed this Declaration of Restrictions, this 4th day of Dec, 2000.

Signature: Eugene Graf
Printed Name: EUGENE GRAF
Title: PRESIDENT

Subscribed and sworn to before me
This 4 day of Dec, 20 00.

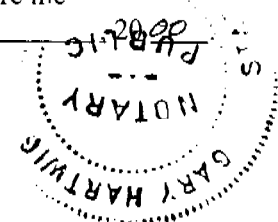
Gary Hartwig
Notary Public, State of Wisconsin
My commission Dec 28, 2003



Signature: Gail Johnson
Printed Name: Gail Johnson
Title: real estate manager

Subscribed and sworn to before me
This 4th day of Dec, 20 00.

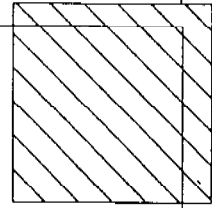
Gary Hartwig
Notary Public, State of Wisconsin
My commission Dec 28, 2003



This document was drafted by L.H. H. H. based upon the information provided by the Wisconsin Department of Natural Resources.
TECH. INC.
TOE RUSH

FORMER GENE'S REFRIGERATION
2806 East Main Street
City of Merrill, Wisconsin

DR. TOM'S VET CLINIC



AREA OF
IMPACTED SOIL

PAVED
AREA
PARKING

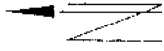
MW-2

benzene
7.85 ppb

GRASS

KEY

○ = monitoring well
location



CONCRETE SIDEWALK

MW-9

GRASS BLVD

benzene
33.8 ppb

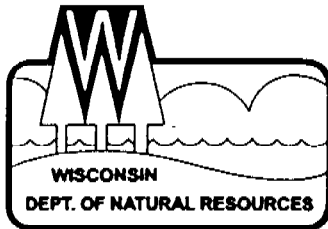
US HWY 64 (MAIN ST)



EXHIBIT 1 file: genecls.dwg

Groundwater analytical data collected on 12/29/99.

file



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor
George E. Meyer, Secretary
William H. Smith, Regional Director

Northern Region Headquarters
107 Sutliff Ave.
Rhinelander, Wisconsin 54501-0818
Telephone 715-365-8900
FAX 715-365-8932
TDD 715-365-8957

May 11, 2000

Mr. Eugene Graf
N1061 Snowhill Rd
Merrill, WI 54452

Subject: Gene's Refrigeration, 2806 E Main St, Merrill, WI
BRRTS # 03-35-000003 PECFA # 54452-3441-06

Dear Mr. Graf:

The Department of Natural Resources provided a notice to you that the degree and extent of gasoline contamination at the above-named site was required to be investigated and remediated. We have since been informed that the required investigation and remediation has been accomplished.

On May 5, 2000, the above-named site was reviewed by the Northern Region Closeout Committee for a determination as to whether or not the case qualified for close out under ch. NR 726, Wis. Adm. Code.

Based on the investigative and remedial documentation provided to the Department, it appears that the contamination at the above-named site has been remediated to the extent practicable under current site conditions, and that no further action is necessary at this time. Therefore, the Department will consider the case "closed," pursuant to NR 726.05(8)(am), if the responsible party sign and record a Groundwater Use Restriction for the property.

Please send a copy of the deed for your property to me at the above address within 30 days.

Enclosed is an example of a Groundwater Use Restriction. Please draft a specific Groundwater Use Restriction for this site and submit the draft to me. This document is available on the Department's website at www.dnr.state.wi.us. Department of Natural Resources attorneys will review the draft and return it to you with revisions. After you have made the revisions, you should sign and record the restriction with the County Register of Deeds. To document that this condition has been complied with, the responsible party must submit to the Department a copy of the recorded Groundwater Use Restriction, with the recording information stamped on it, within 15 days after the Register of Deeds returns the Groundwater Use Restriction to the responsible party. The Groundwater Use Restriction may be amended in the future with the approval of DNR if conditions change at the site and the residual contamination is remediated.

Groundwater Use Restrictions will be required at your property and on the adjacent, Wisconsin Central Limited railroad property. In addition, the Department is requiring a deed restriction on your property which should state that if the soils at the site are ever excavated, they will have to be sampled for contamination and treated as a solid waste.

Finally, a condition of closure of this site is the you notify in writing the City of Merrill of the remaining



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soil contamination at this site. To document that you have complied with this requirement, please send a copy of your letter to me at this above address.

The groundwater use restriction is an option that the Department can offer to you in order to close this site. If you choose not to accept this option, you may perform additional investigation and cleanup of the remaining contamination. Note that this additional work may not be eligible for reimbursement through the Petroleum Environmental Cleanup Fund Award (PECFA) Program. You should contact the Department of Commerce to determine eligibility of the additional work for reimbursement.

Please note that this case closure is contingent upon proper documentation of proper abandonment of the monitoring wells on site. If monitoring wells remain at this site, please provide the documentation that this action has been completed, or have your consultant do so. Please complete Form 3300-5B and send it to my attention at the above address.

If you have any additional information which was not formerly provided to the Department, and which you feel would significantly impact this closure decision, you may submit that information for our re-evaluation of case closure.

If you have any questions, please call me at 715-365-8990.

Sincerely,
NORTHERN REGION



Janet Kazda
Case Closeout Committee

→ cc: File
Lori Huntoon, Dept of Commerce
Steve Karklins, DG/2
Chuck Fitzgerald, Rhinelander
Ron Becker, Rhinelander
Bill Schultz, Rhinelander

Tod Roush
Maxim Technologies, Inc
555 S 72nd Ave
Wausau, WI 54401



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor
George E. Meyer, Secretary
William H. Smith, Regional Director

Northern Region Headquarters
107 Sutliff Ave.
Rhineland, Wisconsin 54501-0818
Telephone 715-365-8900
FAX 715-365-8932
TDD 715-365-8957

December 21, 2000

Mr. Eugene Graf
N1061 Snowhill Rd
Merrill, WI 54452

Subject: Gene's Refrigeration, 2806 E Main St, Merrill, WI
BRRTS # 03-35-000003

Dear Mr.Graf:

The above-referenced site has been reviewed for closure by the Northern Region Closure Committee. This committee reviews environmental remediation cases for compliance with state laws and standards to maintain consistency in the closure of these cases. On August 18, 2000, you were notified that the Closure Committee had granted conditional closure to this case.

On December 21, 2000, the Department received correspondence indicating that you have complied with the conditions of closure, specifically the recording of two groundwater use restrictions and a deed restriction. Based on the correspondence and the data provided, it appears that your site has been remediation to Department standards in accordance with NR 726.05, Wis Adm Code. The Department considers this case closed and no further investigation, remediation or other action is required at this time.

However, please be aware that this case may be reopened pursuant to NR 726.09, Wis Adm Code, if additional information regarding site conditions indicates that contamination on or from the site poses a threat to public health, safety, or welfare, or the environment.

The Department appreciates your efforts to restore the environment at this site. If you have any questions regarding this letter, please contact me at 715-365-8990.

Sincerely,
NORTHERN REGION

Janet Kazda
Remediation and Redevelopment Program

-- > c: File

Tod Rousch
Maxim Technologies, Inc
555 S 72nd Ave
Wausau, WI 54401



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